

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
NOVEMBER 16, 1977

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, November 16, 1977 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - Ehrhardt, Hughes,
Katzakian, Pinkerton
and Katnich(Mayor)

Absent: Councilmen - None

Also Present: City Manager Glaves, Assistant
City Manager Glenn, Public Works Director
Ronsko, City Attorney Mullen, and Community
Development Director/Deputy City Clerk
Schroeder.

INVOCATION

The invocation was given by Reverend Richard
Lungren, First Methodist Church.

PLEDGE

Mayor Katnich led the Pledge of Allegiance to
the flag.

MINUTES

On motion of Councilman Pinkerton, Ehrhardt
second, Council approved the Minutes of
October 19, 1977 as written and mailed.

PLANNING COMMISSION

The City Manager gave the following report of
the Planning Commission meeting of November
14, 1977:

The Planning Commission -

REZONE 12.93 ACRE
PARCEL AT 710 S.
BECKMAN ROAD
FROM R-1 TO M-1

1. Recommended approval of the request of Mr.
Cye G. Vaughan, Jr. to rezone a 12.93 acre
parcel at 710 South Beckman Road from R-1,
Single-Family Residential to M-1, Light Indus-
trial in conformance with the Land Use Element
of the General Plan.

On motion of Councilman Ehrhardt, Katzakian
second, the matter was set for public hearing on
December 7, 1977.

CONSIDER AMENDMENT
TO CIRCULATION
ELEMENT OF GENERAL
PLAN

2. Recommended approval of the request of Mr.
Charles Ferdun, President, Ferdun and Woods
Equipment Company for an Amendment to the
Circulation Element of the General Plan by re-
locating Vine Street which is located east of South
Beckman Road in a future industrial area.

On motion of Councilman Ehrhardt, Katzakian
second, Council set the matter for public hearing
on December 7, 1977 at 8:00 p.m.

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PLANNING COMMISSION
(Contd.)

The Planning Commission also -

ITEMS OF INTEREST

1. Conditionally approved the Tentative Map of Lodi South, an 8.12 acre- 33-lot tract located on the east side of South Church Street, north and south of the future extension of Lambert Court.

2. Conditionally approved the request of Grupe Development Company on behalf of Federal Projects, Inc. for a Use Permit to construct a 160-unit apartment complex on the west side of Winchester Drive between Wimbledon Drive and Harney Lane in an area zoned Planned Development District No. 4 (P-D(4)).

COMMUNICATIONS

Deputy City Clerk Schroeder presented the following communications:

PUBLIC HEARING
BEFORE BOARD OF
SUPERVISORS

a) A notice of the San Joaquin County Board of Supervisors' Public Hearing regarding an Agricultural Preserve, to reclassify to GA-40 (General Agriculture) the property located (1) on the north and south sides of Taylor Road, 1322' west of Lower Sacramento Road; and (2) on the west side of Lower Sacramento Road, 662' north of Taylor Road, west of Lodi and which is now classified as I-PA (Interim Protected Agriculture). Said Hearing is to be held November 17, 1977 at 11:10 a.m. in the Chambers of the Board.

NOTTINGHAM
ANNEXATION
COMPLETED

b) Notification from the San Joaquin LAFCO that the Nottingham Addition to the City of Lodi has been completed pursuant to the provisions of Section 54797.2 of the Government Code.

ABC LICENSES

Mr. Schroeder presented the following ABC Applications:

a) Bibiano/Nasaria Azua, Azua's Mexican Kitchen, 43 N. Sacramento Street, Lodi, on Sale Beer and Wine, Eating Place, Person to Person transfer.

b) Eugene F. Jerome and Herbert L. Plough, The Clouds, 23 West Elm Street, Lodi, On Sale Beer and Wine, Public Premises, New License.

CLAIM

Mr. Schroeder presented a Claim for damages which had been filed by Mrs. C. L. Howell, 1709 W. Kent Street, Lodi.

On motion of Councilman Pinkerton, Ehrhardt second, the Claim was rejected and referred to the City's Contract Administrator.

DAVID SMITH DAY
12/22/77

Mayor Katnich proclaimed December 22, 1977 as "David Smith Day" and stated that a 24 hour telethon will be held that day on David's behalf.

WALTER BALTZER
TO RETIRE

Mayor Katnich extended congratulations to City employee Walter Baltzer who will be retiring on November 17, 1977 after 20 years of service with the City.

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COMMUNICATIONS(Contd)

LETTER OF APPRECIATION FROM PRINCIPAL OF WOODBRIDGE SCHOOL

City Manager Graves presented a letter that had been received from Mr. Don R. Smith, Principal of Woodbridge School extending his appreciation for the swift and effective action taken by Mr. Jack Ronsko and Mr. Marvin Davis in determining the most realistic and safe walking route from the south area to Woodbridge School.

The City Manager also presented a letter which had been received from the Southern Pacific Transportation Company advising that it will commence painting of its Lodi station on December 5, 1977.

CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Pinkerton, Ehrhardt second, were approved by Council.

CLAIMS

CLAIMS WERE APPROVED IN THE AMOUNT OF \$495,892.66.

AWARD-CONTRACT FOR "LODI LAKE STORM PUMPS"

City Manager Graves presented the following bids which had been received for "Lodi Lake Storm Pumps":

RES. NO. 4421

<u>BIDDER</u>	<u>BID</u>
San Joaquin Pump Co.	Alternate 1 \$12,497.40 Alternate 2 \$12,265.80
Subgrade Construction Corp.	Alternate 1 \$15,070.00 Alternate 2 \$11,250.00

Following the City Manager's recommendation, Council adopted the following Resolution:

RESOLUTION NO. 4421

AWARD - CONTRACT FOR "LODI LAKE STORM PUMPS" TO SAN JOAQUIN PUMP COMPANY, THE LOW BIDDER (ALTERNATE 1) IN THE AMOUNT OF \$12,497.40.

ELIMINATING VARIOUS PARKING & TRAFFIC RESTRICTIONS IN AREA OF OLD TOKAY HIGH

Council was apprised that because of the recent construction of the new high school at Century Boulevard and Ham Lane, it will no longer be necessary to retain certain traffic restrictions in the vicinity of Old Tokay High School. Those restrictions that will remain are, according to Constantine Baranoff, Facilities and Planning Director for the Lodi Unified School District, necessary for the use of those students still using the old campus site.

RES. NO. 4422

RESOLUTION NO. 4422

RESOLUTION ELIMINATING VARIOUS PARKING AND TRAFFIC RESTRICTIONS IN VICINITY OF OLD TOKAY HIGH SCHOOL AS FOLLOWS:

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PARKING - OLD TOKAY
HIGH
RES. NO. 4422 (Contd)

CO. 43 (2)

1. A bus zone on the west side of Hutchins Street between Oak Street and Walnut Street (north one-half of block, Resolution No. 3299.)
2. A passenger loading and unloading zone on the west side of Hutchins Street between Oak Street and Walnut Street (south one-half of block, Resolution No. 3299.)
3. A 2-hour parking zone on the east side of Hutchins Street north of Walnut Street (Resolution No. 3412.)
4. The traffic prohibition on Walnut Street between California Street and Hutchins Street between 11:00 a.m. and 1:00 p.m. (Ordinance No. 876.)
5. A no parking zone on the north and south sides of Walnut Street between California Street and Hutchins Street (not established by resolution or ordinance.)

12-MINUTE PARKING
ZONE EST. ON ELM
ST. ADJACENT TO
P.T.&T.

RES. NO. 4423

CO. 43 (2)

Council was apprised of Staff's recommendation that a 12-minute parking zone be established on Elm Street adjacent to the Pacific Telephone Business office. There are presently 23 "no limit" on-street parking stalls on Elm Street between Lee Avenue and Pleasant Avenue. Most of these stalls, including those in front of the Pacific Telephone Building, are occupied during the day by downtown employees. The 12-minute zone would, in most cases, provide enough time for those people doing business at the telephone office. The proposed plan has the approval of the Police Department and Len de Gallery, manager of Pacific Telephone.

RESOLUTION NO. 4423

RESOLUTION ESTABLISHING 12-MINUTE PARKING
ZONE ON ELM STREET ADJACENT TO PACIFIC
TELEPHONE BUSINESS OFFICE.

RES. PROTESTING
EXECUTION OF
CALIFORNIA LAND
CONSERVATION
CONTRACTS

Following receipt of notices that pursuant to Section 51243.5 of the Government Code, the Board of Supervisors intend to enter California Land Conservation contracts which will include land within one mile of the exterior boundaries of the City of Lodi, Council adopted the following resolutions:

RES. NO. 4424 AND
RES. NO. 4425

RESOLUTION NO. 4424

RESOLUTION PROTESTING EXECUTION OF A
CALIFORNIA LAND CONSERVATION CONTRACT
INITIATED BY JAMES C. METTLER - SAN
JOAQUIN COUNTY ASSESSOR'S PARCEL NO.
049-116-13.

RESOLUTION NO. 4425

RESOLUTION PROTESTING EXECUTION OF A
CALIFORNIA LAND CONSERVATION CONTRACT
INITIATED BY ROSE E. CASSINELLI - SAN
JOAQUIN COUNTY ASSESSOR'S PARCEL NO.
013-180-15.

AWARD-LODI AVE.
STREET IMPROVE-
MENTS WID CANAL
TO CABRILLO
CIRCLE

RES. NO. 4426

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City Manager Graves presented the following bids which had been received for "Lodi Avenue Street Improvements, WID Canal to Cabrillo Circle", recommending that the award be made to Claude C. Wood Company, the low bidder, in the amount of \$102,655.20, subject to concurrence from the Federal Highway Administration:

<u>BIDDER</u>	<u>BID</u>
Claude C. Wood Company	\$102,655.20
H. Max Lee	\$105,568.00
Teichert Construction Company	\$132,234.50

On motion of Councilman Ehrhardt, Katzakian second, Council adopted Resolution No. 4426 awarding the contract for "Lodi Avenue Street Improvements, WID Canal to Cabrillo Circle" to Claude C. Wood Company, the low bidder, in the amount of \$102,655.20, subject to concurrence from the Federal Highway Administration.

PRESENTATION-
ZONING MATTERS

B. GEORGUSON

Mrs. Beryl Georguson, 2223 Cochran Road, Lodi addressed the City Council concerning the section of the Municipal Code which permits residential development in areas zoned C-P, Commercial-Professional. She claimed that the present requirements were misleading because the general public did not expect apartment complexes to be erected in areas designated for professional offices.

Mrs. Georguson's specific concern was a 34-unit apartment structure under construction at the southwest corner of Lower Sacramento Road and Cochran Road north of the Community Hospital. She felt that the people of the neighborhood had been misled by the Environmental Impact Report prepared in 1974 by the City Planning Department on the General Plan Amendment to expand the Commercial-Professional which stated that "low-density" residential development would be permitted. She said the current project could go as high as 40 units per acre while low-density was 10 units per acre.

Mrs. Georguson felt that a new EIR should be prepared which outlines the "cumulative" affect of apartments in the subject area and suggested that the C-P, Commercial-Professional District be amended to exclude residential construction.

Mr. William H. Gretsinger, 904 West Turner Road, Lodi. He stated that he had visited the home of each Planning Commissioner and none of the members of that body had apartments in their neighborhoods. He also urged the City Council to save natural resources and to "Buy American".

Mrs. Bonnie Meyers, 1619 West Elm Street, Lodi. She asked questions of the Council concerning Mrs. Georguson's presentation.

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PRESENTATION-
ZONING MATTERS
B. GEORGUSON
(Continued)

Mrs. Ann Cerney, 900 West Vine Street, Lodi. She stated that she was a practicing Attorney-at-Law and wished to speak to four points. First, she felt that high density living arrangements were of citizen concern throughout the community. Secondly, she said C-P zoning allows more than meets the eye and the City Council should make a commitment to correct this problem. Thirdly, the Community Hospital EIR was misleading to the public and finally it did not meet the Title 14 guidelines as promulgated on January 1, 1977.

Mayor Katnich stated that the City Council would take the above comments under advisement and place the matter on the agenda of the next regular session.

RECESS

Mayor Katnich declared a five-minute recess, and the Council re-convened at 9:30 p.m.

TRANSPORTATION PLAN

PRESENTATION
A. MORAN
EASTER SEAL SOCIETY

Mrs. Athena Moran, Executive Director, Easter Seal Society for Crippled Children and Adults of San Joaquin and Stanislaus Counties, Inc., 1700 McHenry Way, McHenry Medical Center, Modesto was present and addressed the Council on the proposed Transportation Plan. She urged the Council to obtain a van equipped with a wheelchair lift and stated that her organization knew of 35 people in Lodi confined to wheelchairs. She said that the proposal to use taxi cabs would not work for these people because of the difficulty of getting wheelchair users in and out of standard automobiles. Mrs. Moran stated that motorized wheelchairs can not be transported in standard automobiles.

Mrs. Moran stated that the wheelchair lift equipped van could be purchased with UMTA funds.

A general discussion among Council and Staff followed her presentation.

GIFT OF OLD
RECORDS AUTHORIZED

RES. NO. 4427

Council was apprised that the San Joaquin County Historical Museum had agreed to receive as a deed of gift for preservation and display certain old City records dating back to the early 1900's. The City Attorney has reviewed the inventory of these records and concurs that it would be in order for such a deed of gift to be made to the Museum.

On motion of Councilman Ehrhardt, Katzakian second, Council by unanimous vote adopted Resolution No. 4427 authorizing a Deed of Gift of certain old City Records to the San Joaquin County Historical Museum for permanent storage and display at the Museum.

AWARD-CHEROKEE
LANE WATERMAIN,
200' S/ALMOND DRIVE,
TO KETTLEMAN LANE

RES. NO. 4428

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City Manager Graves presented the following bids which had been received for "Cherokee Lane Watermain, 200' S/Almond Drive to Kettleman Lane", EDA Project No. 07-51-26803:

<u>BIDDER</u>	<u>BID</u>
Claude C. Wood Co.	\$110,905.25
W. M. Lyles Co.	\$127,841.80

Council was apprised that the Engineer's estimate was \$74,806.50. The estimate according to Staff was low mainly because of underestimating the cost of repaving and traffic control which was included in the cost of 8-inch pipe.

The amount of the Local Public Works Project Grant for Cherokee Lane Watermain is \$90,000. Due to the amount of the low bid, and the amount of the grant, it was recommended that that portion of the project which is basically fronting undeveloped land on the east side of Cherokee Lane between Sta. 11+70 and 22+95 be eliminated. Overruns on this type of project are not anticipated; however, in order to balance the project, the City will also be responsible for funding any extra work or contingencies.

Following Council discussion, Council, on motion of Councilman Pinkerton, Ehrhardt second, adopted Resolution No. 4428 awarding the contract for "Cherokee Lane Watermain, 200' S/Almond Drive to Kettleman Lane" to Claude C. Wood Company, the low bidder, in the amount of \$84,000, plus or minus, subject to negotiations with the contractor for the exact contract amount.

COUNCIL REJECTS
BID & AUTHORIZED
READVERTISING FOR
GRIT WASHER

Council was apprised that only one bid had been received for the Grit Washer for White Slough as follows:

<u>BIDDER</u>	<u>AMOUNT</u>
E. C. Cooley & Co.	\$11,464

Staff's estimate was \$7,050.00. It was Staff's recommendation that the Council reject and not award the sole bid and that the City Council consider readvertising this contract in the near future, thereby allowing more time for vendors to ready their bids.

On motion of Councilman Katzakian, Ehrhardt second, Council rejected the bid for the Grit Washer for White Slough and authorized the readvertising for bids thereon as soon as possible.

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AGREEMENT FOR USE
OF GRAPE BOWL FOR
SPECIAL PLAYOFF S. J.
SECTION C. I. F. GAME
APPROVED

A proposed Agreement between the City and the San Joaquin Section C. I. F. for the use of the Lodi Grape Bowl for a special playoff game between two as yet unnamed opponents was presented for Council's perusal.

The Agreement is similar to those the City has with Lodi Unified School District but places a ceiling of \$800.00 that the City will receive for the game.

Council discussion followed with questions being directed to Staff.

On motion of Councilman Katzakian, Pinkerton second, Council approved the proposed Agreement for the use of the Lodi Grape Bowl for a special playoff game in the San Joaquin Section C. I. F.

PROJECT FOR CENTURY
PARK APPROVED

A cost estimate and diagram of the proposed Century Boulevard Park Development was presented for Council's scrutiny. The City Manager apprised the Council that the estimated cost of the proposed project was \$16,230.00.

Council discussion followed with questions regarding the proposed project being directed to Staff.

Council, on motion of Councilman Katzakian, Ehrhardt second, unanimously approved the proposed Century Boulevard Park Development Project.

VOTING DELEGATE
& ALTERNATE
DESIGNATED FOR
NATIONAL LEAGUE
CONFERENCE

Following introduction of the matter by City Manager Graves, Council on motion of Councilman Pinkerton, Ehrhardt second, designated Mayor Katnich as the voting delegate and Mayor Pro Tempore Pinkerton as the voting alternate for the National League Conference to be held in San Francisco December 3 - 7, 1977.

AWARD-RESTROOMS
AT BECKMAN & TWIN
OAKS PARKS

Council was apprised that only one bid had been received for "Restrooms at Beckman and Twin Oaks Parks and Playground Equipment at Twin Oaks Park - EDA Project 07-51-26768" as follows:

RES. NO. 4429

BIDDER

Angelo Fanos (Lodi)

Item No. 1: Beckman Park Restrooms	\$ 41,302
Item No. 2: Twin Oaks Park Restrooms	<u>41,302</u>
Total Items #1 and #2	82,604
Item No. 3: Play Equipment at Twin Oaks Park	<u>26,588</u>
TOTAL BID	\$109,192

AWARD-RESTROOMS
RES. NO. 4429(Contd)

It was Staff's recommendation that the Play Equipment at Twin Oaks Park be eliminated from the contract and that the award be made to Angelo Fanos, the only bidder in the amount of \$82,604.00 (Items 1 and 2 of the bid) subject to the approval of their minority participation.

Council discussion followed with questions being directed to Staff.

On motion of Councilman Katzakian, Ehrhardt second, Council adopted Resolution No. 4429 awarding the contract for the restrooms only at Beckman and Twin Oaks Park to Angelo Fanos, the only bidder, in the amount of \$82,604 (Items #1 and #2 of the bid) subject to the approval of their minority participation.

AWARD-CONTRACT
FOR CENTURY BLVD.,
BECKMAN RD. &
KETTLEMAN LANE
STORM DRAIN

City Manager Graves presented the following bid which had been received for the contract for "Century Boulevard, Beckman Road and Kettleman Lane Storm Drain":

<u>BIDDER</u>	<u>AMOUNT</u>
Teichert Construction Co.	\$295,707

RES. NO. 4430

The City Manager apprised the Council that the project is being funded with a Local Public Works Project Grant in the amount of \$315,600 and recommended that the award be made as the bid was reasonable.

On motion of Councilman Ehrhardt, Katzakian second, Council adopted Resolution No. 4430 awarding the bid for "Century Boulevard, Beckman Road and Kettleman Lane Storm Drain, EDA Project No. 07-51-26794" to Teichert Construction, the only bidder in the amount of \$295,707, subject to the approval of their minority participation.

The City Manager presented the following bids which had been received for the contract for "Century Boulevard/Stockton Street Watermain":

AWARD-CENTURY
BLVD./STOCKTON
ST. WATERMAIN

<u>BIDDER</u>	<u>AMOUNT</u>
Claude C. Wood Co.	\$51,806.00
W. M. Lyles Co.	\$58,491.80

RES. NO. 4431

The City Manager advised the Council that the project is being funded with an EDA grant in the amount of \$59,950 and recommended that the award be made to Claude C. Wood Co., the low bidder.

Councilman Katzakian moved for adoption of Resolution No. 4431 awarding the contract for "Century Boulevard/Stockton Street Watermain, EDA Project No. 07-51-21336" to Claude C. Wood Co., the low bidder, in the amount of

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AWARD-WATERMAIN
RES. NO. 4431(Contd)

\$51,806.00 subject to clearance of all requirements of the Economic Development Administration. The motion was seconded by Councilman Ehrhardt and carried.

DOWNTOWN TRASH
CONTAINERS

Councilmen Katzakian and Ehrhardt felt that some of the recently-installed trash containers in the downtown area should be painted because of fire damage.

The Public Works Director stated that maintenance was being conducted on a monthly basis and would be increased if it appeared necessary.

ADJOURNMENT

There being no further business to come before the Council, Mayor Katnich adjourned the meeting at approximately 10:55 p.m.

Attest:

JAMES B. SCHROEDER
DEPUTY CITY CLERK